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July 21, 2010

Via Electronic Filing

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0012

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Office of Proceedings

JUL 21 2010

Part of
Public Record

Re: F.D. 35302 – Bell Oil Terminal, Inc. v. BNSF Railway Co.

Dear Ms. Brown:

In an order served June 4, 2010 in the above-referenced proceeding, the Board granted a Petition for Mediation submitted jointly by the parties and set a deadline of August 2, 2010 for the mediation.

As the Board is aware, the mediation process is underway, and the parties have made some progress. However, the parties require more time if they are to successfully resolve their dispute through mediation. Accordingly, this is to request that the Board extend the deadline for the mediation process for 90 days, or until November 1, 2010. I am authorized to state that counsel for BNSF Railway Company supports this requested extension.

Respectfully submitted,

Michael F. McBride cms

Michael F. McBride
Attorney for Bell Oil Terminal, Inc.

cc (w/encl.): Kristy D. Clark, Esq.
Thomas F. McFarland, Esq.
Karl Morell, Esq.